

Karma M. Giulianelli (SBN 184175)
karma.giulianelli@bartlitbeck.com

BARTLIT BECK LLP

1801 Wewatta St., Suite 1200
Denver, Colorado 80202
Telephone: (303) 592-3100

Hae Sung Nam (*pro hac vice*)
hnam@kaplanfox.com

KAPLAN FOX & KILSHEIMER LLP

850 Third Avenue
New York, NY 10022
Telephone: (212) 687-1980

*Co-Lead Counsel for the Class in In re Google
Play Consumer Antitrust Litigation*

Paul J. Riehle (SBN 115199)
paul.riehle@faegredrinker.com

**FAEGRE DRINKER BIDDLE & REATH
LLP**

Four Embarcadero Center, 27th Floor
San Francisco, CA 94111
Telephone: (415) 591-7500

Christine A. Varney (*pro hac vice*)
cvarney@cravath.com

CRAVATH, SWAINE & MOORE LLP

825 Eighth Avenue
New York, New York 10019
Telephone: (212) 474-1000

*Counsel for Plaintiff Epic Games, Inc. in Epic
Games, Inc. v. Google LLC et al.*

Brendan P. Glackin (SBN 199643)
bglackin@agutah.gov
**OFFICE OF THE UTAH ATTORNEY
GENERAL**
160 E 300 S, 5th Floor
PO Box 140872
Salt Lake City, UT 84114-0872
Telephone: (801) 366-0260

Counsel for the Plaintiff States

Douglas J. Dixon (SBN 275389)
ddixon@hueston.com
HUESTON HENNIGAN LLP
620 Newport Center Drive, Suite 1300
Newport Beach, CA 92660
Telephone: (949) 229-8640

Counsel for Plaintiffs Match Group, LLC, et al.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

IN RE GOOGLE PLAY STORE
ANTITRUST LITIGATION

THIS DOCUMENT RELATES TO:

Epic Games, Inc. v. Google LLC et al.,
Case No. 3:20-cv-05671-JD

*In re Google Play Consumer Antitrust
Litigation*, Case No. 3:20-cv-05761-JD

State of Utah et al. v. Google LLC et al.,
Case No. 3:21-cv-05227-JD

Match Group, LLC et al. v. Google LLC et al.,
Case No. 3:22-cv-02746-JD

Case No. 3:21-md-02981-JD

DECLARATION OF JOHN D. BYARS IN
SUPPORT OF PLAINTIFFS'
SUPPLEMENTAL BRIEF ON GOOGLE'S
CHAT PRODUCTION

Judge: Hon. James Donato

1 I, John D. Byars, declare as follows:

2 1. I am an attorney duly admitted to practice in the State of Illinois and before this Court
3 *pro hac vice*. I am a partner at Bartlit Beck LLP, and represent the consumer class in this action. I
4 submit this declaration in support of the Plaintiffs' Supplemental Brief on Google's Chat Production.
5 The contents of this declaration are based on my personal knowledge, including my personal
6 knowledge of the documents cited herein. The facts set forth herein are within my personal knowledge
7 and if called as a witness, I could and would competently testify to them.

8 2. Attached hereto as **Exhibit 1** is a true and correct copy of a document produced by
9 Google in this litigation bearing the Bates range GOOG-PLAY5-000453593 to GOOG-PLAY5-
10 000453594.

11 3. Attached hereto as **Exhibit 2** is an excerpt of a true and correct copy of the deposition
12 transcript of Sundar Pichai, taken in this litigation on February 27, 2023.

13 4. Attached hereto as **Exhibit 3** is a true and correct copy of a document produced by
14 Google in this litigation bearing the Bates range GOOG-PLAY5-000436389 to GOOG-PLAY5-
15 000436394.

16 5. Attached hereto as **Exhibit 4** is a true and correct copy of a document produced by
17 Google in this litigation bearing the Bates range GOOG-PLAY5-000364738 to GOOG-PLAY5-
18 000364739.

19 6. Attached hereto as **Exhibit 5** is a true and correct copy of a document produced by
20 Google in this litigation bearing the Bates range GOOG-PLAY5-000163578 to GOOG-PLAY5-
21 000163578.

22 7. Attached hereto as **Exhibit 6** is a true and correct copy of a document produced by
23 Google in this litigation bearing the Bates range GOOG-PLAY5-000374365 to GOOG-PLAY5-
24 000374366.

25 8. Attached hereto as **Exhibit 7** is a true and correct copy of a document produced by
26 Google in this litigation bearing the Bates range GOOG-PLAY5-000374364 to GOOG-PLAY5-
27 000374364.
28

1 9. Attached hereto as **Exhibit 8** is a true and correct copy of a document produced by
2 Google in this litigation bearing the Bates range GOOG-PLAY5-000482224 to GOOG-PLAY5-
3 000482224.

4 10. Attached hereto as **Exhibit 9** is a true and correct copy of a document produced by
5 Google in this litigation bearing the Bates range GOOG-PLAY5-000161588 to GOOG-PLAY5-
6 000161589.

7 11. Attached hereto as **Exhibit 10** is a true and correct copy of a document produced by
8 Google in this litigation bearing the Bates range GOOG-PLAY5-000362732 to GOOG-PLAY5-
9 000362744.

10 12. Attached hereto as **Exhibit 11** is a true and correct copy of a document produced by
11 Google in this litigation bearing the Bates range GOOG-PLAY5-000477797 to GOOG-PLAY5-
12 000477797.

13 13. Attached hereto as **Exhibit 12** is a true and correct copy of a document produced by
14 Google in this litigation bearing the Bates range GOOG-PLAY5-000160237 to GOOG-PLAY5-
15 000160237.

16 14. Attached hereto as **Exhibit 13** is a true and correct copy of a document produced by
17 Google in this litigation bearing the Bates range GOOG-PLAY5-000389042 to GOOG-PLAY5-
18 000389042.

19 15. Attached hereto as **Exhibit 14** is a true and correct copy of a document produced by
20 Google in this litigation bearing the Bates range GOOG-PLAY5-000389043 to GOOG-PLAY5-
21 000389043.

22 16. Attached hereto as **Exhibit 15** is a true and correct copy of a document produced by
23 Google in this litigation bearing the Bates range GOOG-PLAY5-000168593 to GOOG-PLAY5-
24 000168593.

25 17. Attached hereto as **Exhibit 16** is a true and correct copy of a document produced by
26 Google in this litigation bearing the Bates range GOOG-PLAY5-000389029 to GOOG-PLAY5-
27 000389041.

1 18. Attached hereto as **Exhibit 17** is a true and correct copy of a document produced by
2 Google in this litigation bearing the Bates range GOOG-PLAY5-000168578 to GOOG-PLAY5-
3 000168589.

4 19. Attached hereto as **Exhibit 18** is a true and correct copy of a document produced by
5 Google in this litigation bearing the Bates range GOOG-PLAY5-000383680 to GOOG-PLAY5-
6 000383682.

7 20. Attached hereto as **Exhibit 19** is a true and correct copy of a document produced by
8 Google in this litigation bearing the Bates range GOOG-PLAY5-000164222 to GOOG-PLAY5-
9 000164230.

10 21. Attached hereto as **Exhibit 20** is a true and correct copy of a document produced by
11 Google in this litigation bearing the Bates range GOOG-PLAY5-000383187 to GOOG-PLAY5-
12 000383188.

13 22. Attached hereto as **Exhibit 21** is a true and correct copy of a document produced by
14 Google in this litigation bearing the Bates range GOOG-PLAY5-000382012 to GOOG-PLAY5-
15 000382015.

16 23. Attached hereto as **Exhibit 22** is a true and correct copy of a document produced by
17 Google in this litigation bearing the Bates range GOOG-PLAY5-000473143 to GOOG-PLAY5-
18 000473148.

19 24. Attached hereto as **Exhibit 23** is a true and correct copy of a document produced by
20 Google in this litigation bearing the Bates range GOOG-PLAY5-000389316 to GOOG-PLAY5-
21 000389320.

22 25. Attached hereto as **Exhibit 24** is a true and correct copy of a document produced by
23 Google in this litigation bearing the Bates range GOOG-PLAY5-000364253 to GOOG-PLAY5-
24 000364253.

25 26. Attached hereto as **Exhibit 25** is a true and correct copy of a document produced by
26 Google in this litigation bearing the Bates range GOOG-PLAY5-000383422 to GOOG-PLAY5-
27 000383423.

1 27. Attached hereto as **Exhibit 26** is a true and correct copy of a document produced by
2 Google in this litigation bearing the Bates range GOOG-PLAY5-000366760 to GOOG-PLAY5-
3 000366766.

4 28. Attached hereto as **Exhibit 27** is a true and correct copy of a document produced by
5 Google in this litigation bearing the Bates range GOOG-PLAY5-000163640 to GOOG-PLAY5-
6 000163649.

7 29. Attached hereto as **Exhibit 28** is a true and correct copy of a document produced by
8 Google in this litigation bearing the Bates range GOOG-PLAY5-000433345 to GOOG-PLAY5-
9 000433345.

10 30. Attached hereto as **Exhibit 29** is a true and correct copy of a document produced by
11 Google in this litigation bearing the Bates range GOOG-PLAY5-000394430 to GOOG-PLAY5-
12 000394432.

13 31. Attached hereto as **Exhibit 30** is a true and correct copy of a document produced by
14 Google in this litigation bearing the Bates range GOOG-PLAY5-000423751 to GOOG-PLAY5-
15 000423751.

16 32. Attached hereto as **Exhibit 31** is a true and correct copy of a document produced by
17 Google in this litigation bearing the Bates range GOOG-PLAY5-000408349 to GOOG-PLAY5-
18 000408350.

19 33. Attached hereto as **Exhibit 32** is a true and correct copy of a document produced by
20 Google in this litigation bearing the Bates range GOOG-PLAY5-000375854 to GOOG-PLAY5-
21 000375857.

22 34. Attached hereto as **Exhibit 33** is a true and correct copy of a document produced by
23 Google in this litigation bearing the Bates range GOOG-PLAY5-000383657 to GOOG-PLAY5-
24 000383660.

25 35. Attached hereto as **Exhibit 34** is a true and correct copy of a document produced by
26 Google in this litigation bearing the Bates range GOOG-PLAY5-000495759 to GOOG-PLAY5-
27 000495759.

/s/ John D. Byars
John D. Byars

E-FILING ATTESTATION

I, Lauren A. Moskowitz, am the ECF User whose ID and password are being used to file this document. In compliance with Civil Local Rule 5-1(h)(3), I hereby attest that each of the signatories identified above has concurred in this filing.

/s/ Lauren A. Moskowitz
Lauren A. Moskowitz